

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION**

GRAHAM YATES and)	EDNC File No.5:12-cv-00752-FL
BECKY YATES, spouse,)	
)	
Plaintiffs,)	
)	
v.)	
)	
FORD MOTOR COMPANY, et al.,)	
)	
)	
Defendants.)	

**PLAINTIFFS' OF MOTION IN LIMINE TO STRIKE
AFFIDAVIT OF DAVID H. GARABRANT**

Plaintiffs Graham Yates and Becky Yates ask this Court to strike the untimely affidavit of Dr. David H. Garabrant. The affidavit was filed eighteen months after the deadline and should be stricken for the reasons given in Plaintiff's Memorandum in Support of Motion in Limine to Strike Affidavit of David H. Garabrant.

Respectfully submitted,

/s/ Kevin W. Paul

Kevin W. Paul (*Pro Hac Vice*)

MSBA #43730

Jeffrey B. Simon

Texas Bar No. 00788420

Attorney for Plaintiff

Simon Greenstone Panatier Bartlett

3232 McKinney Ave, Ste 610

Dallas, TX 75204

214-687-3248

kpaul@sgpblaw.com

jsimon@sgpblaw.com

Local Civil Rule 83.1 Counsel

/s/ Janet Ward Black

Janet Ward Black

NC State Bar 12869

Attorney for Plaintiff
Ward Black Law
208 W. Wendover Ave.
Greensboro, NC 27401
336-333-2244
jwblack@wardblacklaw.com
Local Civil Rule 83.1 Counsel
ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on March 31, 2015, I electronically filed the foregoing true and correct copy of PLAINTIFFS' OF MOTION IN LIMINE TO STRIKE AFFIDAVIT OF DAVID H. GARABRANT with the Clerk of Court using the CM/ECF System which will send notification of such filing to all counsel of record in the above-referenced matter.

/s/ Kevin W. Paul
Kevin W. Paul